

## MINUTES OF THE REGULAR MEETING OF THE TIPPECANOE COUNTY DRAINAGE BOARD HELD JUNE 6, 1973.

The regular meeting of the Tippecanoe County Drainage Board held on Wednesday, June 6th, 1973 at 9:00 o'clock a.m., in the Tippecanoe County Court House with the following members present: Edward Shaw, Robert Fields, Bruce Osborn, A. D. Ruth, Jr. Fred Hoffman, and Gladys Ridder.

Minutes Approved Upon motion by Bruce Osborn, seconded by Robert Fields, and made unanimous by Edward Shaw, the minutes of the May 2, 1973 meeting were approved as read.

Ditches Referred The following ditch was referred to the Surveyor to prepare for a maintenance hearing: L. B. Wilson, Jackson Twp. in Tippecanoe County and Davis Twp. in Fountain County.

Problem with house being built on Amstutz Ditch The County Surveyor brought to the attention of the Board and Mr. Joseph Fletcher, Area Plan Acting Director, that a house was now being constructed within sixty (60) feet of the Amstutz ditch and the required distance or easement is (75) seventy five feet. Mr. Fletcher said he would alert his staff by placing a place on the building permits to check when the easement had been checked.

9:30 a.m. Maintenance Hearing on John Dooley ditch (Continued) The Surveyor opened the maintenance hearing on the John Dooley ditch by reading his report and the minutes of the June, 1972 meeting of the Board and making his recommendations to the Board. Those present were: Robert E. Stradling, Keith McMillin, Chester W. Dill, Iness L. Brown, Lawrence G. Treece and Michael P. Norris. Mrs. Ridder related Mr. Leon Howey's wishes of wanting a maintenance fund established. The opinions of those present, however, was against establishing a maintenance fund as they preferred to take care of the ditch themselves. Keith McMillin said he had removed a tree that was in question as to it's hindrance to the drainage and Mr. Treece said he had cleaned his portion of the ditch until he felt it would pass any inspection. Others related same and although the Surveyor advised a small maintenance fund for future years, they persisted in asking the Board not to establish a fund. After assurance from the Attorney that they could postpone it indefinitely the Board so moved.

10:15 a.m., Maintenance Hearing on the John M. Blickenstaff Ditch (Continued) The Surveyor opened the maintenance hearing on the John M. Blickenstaff ditch by reading the minutes of the June, 1972 meeting and reporting that the job they were doing was a fine job. Last year they asked the Board to give them a year to bring their ditch into good repair and they had complied. Those present were: Theodore Dieterle, Charles Kennedy and Keith Barger. With Mr. Ruth's recommendation of a small maintenance fund, those present asked the Board if they would set a ten cents (10¢) an acre assessment. Upon motion by Mr. Bruce Osborn, seconded by Robert Fields and made unanimous by Edward Shaw a ten cents (10¢) an acre assessment was approved. Some discussion of whether the Sheese and Byron Skinner properties should be left in this watershed because they were not assessed for the repairs and Keith Barger said he felt they should be left in for the maintenance fund. Mr. Kennedy reported that his tile needed to be cut-off and he was assured that that job would be done before the contractor was released.

10:30 a.m. Martin V. Erwin Ditch Maintenance Hearing Mr. Ruth read the minutes of last month's meeting where those present felt the problem with the Martin Erwin ditch lay in the obstruction caused by the Indiana Bell Telephone Co. line. Mr. Ruth had suggested then that he would contact them and the Board had postponed the hearing one month until this answer could be found. The only person present was Mr. Walter Shackelford. Mr. Ruth reported Telephone Company has been contacted and that the problem at the Intersection of Jackson Highway just East of 600W would be taken care of by Mr. Cohee of Cohee Construction Co. and the bill would be sent directly to the Construction Supervisor of the Indiana Bell Telephone Co. of Fowler, Indiana. With no objection to the one dollar (\$1.00) per acre assessment, the motion of Mr. Robert Fields, seconded by Bruce Osborn and made unanimous by Edward Shaw established the assessment.

11:00 a.m. James N. Kirkpatrick Ditch Maintenance Hearing The Engineer opened the meeting by reading his report and making his recommendations to the Board. He read the remonstrances of Gladys Sterrett and Donna Kirk. He recommended to the Board after visiting the Gladys Sterrett property that her acreage should be reduced by nine acres. The Board so moved. Those in attendance were: Walter Pendleton, Robert Brady for Mary Brady, James Williamson for prairie Oaks, Inc., Porter Kirkpatrick, C. L. Thompson, Homer M. Kerlin, and Eileen Kerlin. Mr. Pendleton reported that he felt his acreage in the watershed was too high and that the seventy five cents (\$0.75) an acre assessment was also too high. Mr. Pendleton and Mr. Williamson reported that hog manure from the Howard Daugherty farm was flowing out on the surface of the ground thru the branch of the Kirkpatrick ditch. They relayed their contact with the health department with no results and asked the Drainage Board to please see what they could do to relieve the very bad situation. Mr. Hoffman, the County Attorney said he would talk to the health officer and meet with Mr. Ruth later and see what could be worked out. Many of those present felt that a fifty cent (\$0.50) per acre assessment would be adequate to maintain this ditch so the Board respecting their request unanimously voted to establish a fifty cents per acre maintenance fund.

Certificate of Assessments and Order & Findings Signed Upon the establishment of a maintenance fund on three ditches., the Board signed the Order and Findings forms and the Certificate of Assessment forms. All maintenance funds established will be placed on the Treasurer's books for collection in 1974.

The business of the day completed, the Board so moved to adjourn.

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*Edward J. Shaw*  
Edward J. Shaw, Chairman

*Robert Fields*  
Robert Fields, Vice Chairman

*Bruce Osborn*  
Bruce Osborn, Board Member

ATTEST:

*Gladys Ridder*  
Gladys Ridder, Exec. Secretary